



TGW
Attorney Docket No. 13241US04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:

Marshall S. Wenrich

Serial No. 10/756,169

Filed: January 13, 2004

For: ORGAN PRESERVATION
APPARATUS AND METHODS

Examiner: Not yet assigned

Group Art Unit: 3763

Confirmation No. 2110

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

October 4, 2006

George Wheeler
George Wheeler
Reg. No. 28,766

**SUPPLEMENTAL
INFORMATION DISCLOSURE STATEMENT**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

I. **ENCLOSURES**

Enclosed are the following:

- * A completed PTO Form SB 08A which has one (1) page.
- * A copy of each printed or patented document listed in the enclosed PTO Form SB 08A and not previously provided to or by the PTO in this application. Nineteen (19) documents are enclosed.

II. **FEE DETERMINATION**

No fee is believed to be due because:

- * The Applicant(s) believe(s) that this statement and enclosures are being filed before the first Office Action on the merits has been mailed by the PTO. The basis of this belief is that no Office Action on the merits appears to have been received by the undersigned to date.

III. FEES PAYMENT

The following arrangements have been made to pay the fees calculated above:

- * No fee is believed to be due.

However, the Commissioner is hereby authorized to charge any additional fees which are presently required, or credit any overpayment, to Deposit Account No. 13-0017.

IV. REQUEST FOR CONSIDERATION

This paper and enclosures are believed to be entitled to consideration under 37 C.F.R. § 1.97, based on the facts stated above.

This submission is in no way intended as an admission that the cited references constitute prior art under any subsection of 35 U.S.C. § 102 or §103. Applicant expressly retains the right to argue that any of the cited references are not indeed prior art or to take any actions necessary to remove any of the cited references from the available prior art.

The Examiner is requested to initial both copies of the enclosed PTO form SB 08A and return one copy to the applicants to indicate consideration of the enclosed references.

Respectfully submitted,

Dated: October 4, 2006


George Wheeler
Reg. No. 28,766
Attorney for Applicants

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Chicago, Illinois 60661-2565
Telephone: (312) 775-8084
Facsimile: (312) 775-8100

 Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)		Complete if Known	
		Application Number	10/756,169
		Filing Date	January 13, 2004
		First Named Inventor	Wenrich
		Group Art Unit	3763
		Examiner Name	Not yet assigned
		Attorney Docket Number	13241US04
1	4		

U.S. PATENT DOCUMENTS					
Examiner Initial*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
A1	US-4,745,759 A		05-24-1988	Bauer et al	
A2	US-4,837,390 A		06-06-1989	Reneau	
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A8	US-5,157,930 A		10-27-1992	McGhee et al	
A9	US-5,253,754 A		10-19-1993	Soodak	
A10	US-5,285,657 A		02-15-1994	Bacchi et al	
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⁶Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450 Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. Send TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Sheet 2 Of 4

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A34		US-6,736,836 A	05-18-2004	Montgomery	
A35		US-6,740,484 A	05-25-2004	Khirabadi et al	
A36		US-6,794,182 A	09-21-2004	Wolf	
A36		US-6,803,227 A	10-12-2004	Wood et al	
A37		US-6,905,871 A	06-14-2005	Doorschodt et al	
A38		US-6,953,655 A	10-11-2005	Hassanein et al	
A39		US-6,677,150 A	03-20-2003	Alford et al	
A40		US-6,811,965 A	06-05-2003	Vodovotz et al	
A41		US-2003/ 0073227 A1	04-17-2003	Hull et al	
A42		US-2004/ 0082057 A1	05-01-2003	Alford et al	
A43		US-2004/ 0170950 A1	09-02-2004	Prien	
A44		US-2004/ 0171138 A1	09-02-2004	Hassanein et al	
A45		US-2004/ 0024299 A1	02-05-2004	Garland et al	
A46		US-2004/ 0235142 A1	11-25-2004	Schein et al	
A47		US-2004/ 0241634 A1	12-02-2004	Millis et al	
A48		US-2004/ 0248281 A1	12-09-2004	Wright et al	
A49		US-2004/ 0014199 A1	01-22-2004	Streeter	
A50		US-2004/ 0038193 A1	02-26-2004	Brasile	
A51		US-2004/ 0058432 A1	03-25-2004	Owen et al	
A52		US-2004/ 0221719 A1	11-11-2004	Wright et al	
A53		US-2005/ 0147958 A1	07-07-2005	Hassanein et al	
A54		US-2005/ 0160701 A1	07-28-2005	Stevens	

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		Number-Kind Code ² (if known)			
	A55	US-2005/ 0208649 A1	09-22-2005	Ringleb	
	A56	US-2005/ 0221269 A1	10-06-2005	Taylor et al	
	A57	US-2005/ 0239190 A1	10-27-2005	Poo et al	
	A58	US-2005/ 0255442 A1	11-17-2005	Brassil et al	
	A59	US-2005/ 0153271 A1	07-14-2005	Wenrich	
	A60	US-D 45,3828	02-19-2002	Brassil et al	
	A61	US-D 46,8436	01-07-2003	Brassil et al	
	A62	US-D 47,0594	02-18-2003	Brassil et al	

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Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)			
	A63	EP-0376763	07-04-1990	McKelvey	
	A64	JP-63275501	11-14-1988	Olympus Optical Co.	
	A65	JP-01040401	02-10-1989	Olympus Optical Co.	
	A66	JP-01128901	05-22-1989	Olympus Optical Co.	
	A67	JP-01211501	08-24-1988	Hoxan KK	
	A68	JP-01261301	10-18-1989	Olympus Optical Co.	
	A69	JP-01311001	12-15-1989	Olympus Optical Co.	
	A70	JP-02069401	03-08-1990	Olympus Optical Co.	
	A71	JP-02215701	08-28-1990	Olympus Optical Co.	
	A72	JP-03145401	06-20-1991	Olympus Optical Co.	
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	A74	JP-04009301	01-14-1992	Olympus Optical Co.	
	A75	JP-04099701	03-31-1992	Karen Matsukerubei et al	
	A75	JP-07196401	08-01-1995	Thomae GmbH DRK	
	A77	WO-2005022995	03-17-2005	University of Dresden Tech. et al	

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OTHER ART -- NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published
	A78	"Popular Science Lifeport Kidney Transporter", URL: http://www.popsci.com/popsci/bown/2003/article/0,18881,537018,00.html .
	A79	Lifeport Product Family, URL: http://organ-recovery.com/lifeport.html .
	A80	Organ Care Systems: TransMedic, Inc., URL: http://transmedics.com/wt/page/organ_care .
	A81	"Case Studies: Development of Effective Transport Solutions and Devices to Enable Product Distribution", URL: http://ncbi.nlm.nih.gov/books/bv.cgi?rid=eurekah.section.20818 .

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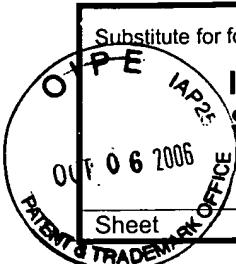
Sheet

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A64	JP-63275501		11-14-1988	Olympus Optical Co.		
A65	JP-01040401		02-10-1989	Olympus Optical Co.		
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				Application Number	10/756,169
				Filing Date	January 13, 2004
				First Named Inventor	Wenrich
				Group Art Unit	3763
				Examiner Name	Not yet assigned
				Attorney Docket Number	13241US04
Sheet	4	Of	4		

OTHER ART -- NON PATENT LITERATURE DOCUMENTS		
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published
	A78	"Popular Science Lifeport Kidney Transporter", URL: http://www.popsci.com/popsci/bown/2003/article/0,18881,537018,00.html .
	A79	Lifeport Product Family, URL: http://organ-recovery.com/lifeport.html .
	A80	Organ Care Systems: TransMedic, Inc., URL: http://transmedics.com/wt/page/organ_care .
	A81	"Case Studies: Development of Effective Transport Solutions and Devices to Enable Product Distribution", URL: http://ncbi.nlm.nih.gov/books/bv.qcqi?rid=eurekah.section.20818 .

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